

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In re:

ROBERTO BIRRIEL
JANICE M BIRRIEL
Debtor(s)

Case No. 05-37736

CHAPTER 13 STANDING TRUSTEE'S FINAL REPORT AND ACCOUNT

Glenn Stearns, chapter 13 trustee, submits the following Final Report and Account of the administration of the estate pursuant to 11 U.S.C. § 1302(b)(1). The trustee declares as follows:

- 1) The case was filed on 09/16/2005.
- 2) The plan was confirmed on 12/02/2005.
- 3) The plan was modified by order after confirmation pursuant to 11 U.S.C. § 1329 on NA.
- 4) The trustee filed action to remedy default by the debtor in performance under the plan on 10/23/2009.
- 5) The case was dismissed on 11/20/2009.
- 6) Number of months from filing to last payment: 36.
- 7) Number of months case was pending: 53.
- 8) Total value of assets abandoned by court order: NA.
- 9) Total value of assets exempted: \$17,000.00.
- 10) Amount of unsecured claims discharged without payment: \$0.00.
- 11) All checks distributed by the trustee relating to this case have cleared the bank.

Receipts:

Total paid by or on behalf of the debtor	\$18,375.00
Less amount refunded to debtor	\$0.00

NET RECEIPTS: **\$18,375.00**

Expenses of Administration:

Attorney's Fees Paid Through the Plan	\$2,100.00
Court Costs	\$0.00
Trustee Expenses & Compensation	\$797.83
Other	\$0.00

TOTAL EXPENSES OF ADMINISTRATION: **\$2,897.83**

Attorney fees paid and disclosed by debtor: \$600.00

Scheduled Creditors:

Creditor Name	Class	Claim Scheduled	Claim Asserted	Claim Allowed	Principal Paid	Int. Paid
AMERICAN COLLECTION SYSTEMS	Unsecured	449.00	NA	NA	0.00	0.00
ASSET ACCEPTANCE CORP	Unsecured	NA	1,084.73	1,084.73	401.13	0.00
ASSET ACCEPTANCE CORP	Unsecured	NA	790.28	790.28	292.22	0.00
AT&T WIRELESS	Unsecured	490.00	NA	NA	0.00	0.00
BANKFIRST	Unsecured	634.00	NA	NA	0.00	0.00
BECKET & LEE LLP	Unsecured	417.00	368.41	368.41	136.24	0.00
CAPITAL ONE BANK	Unsecured	1,130.00	1,184.03	1,184.03	437.84	0.00
CAPITAL ONE BANK	Unsecured	1,208.00	1,250.79	1,250.79	462.51	0.00
CAPITAL ONE BANK	Unsecured	NA	2,748.07	2,748.07	1,016.20	0.00
CINGULAR WIRELESS	Unsecured	958.00	178.73	178.73	66.07	0.00
CROSS COUNTRY BANK	Unsecured	1,036.00	NA	NA	0.00	0.00
FIRST PREMIER BANK	Unsecured	394.00	NA	NA	0.00	0.00
ILLINOIS DEPT REVENUE	Priority	2,750.00	4,760.61	4,760.61	1,690.62	0.00
ILLINOIS DEPT REVENUE	Unsecured	NA	220.15	220.15	154.11	0.00
INTERNAL REVENUE SERVICE	Unsecured	4,000.00	NA	NA	0.00	0.00
JEFFERSON CAPITAL SYSTEMS	Unsecured	NA	178.36	178.36	65.94	0.00
PALISADES COLLECTION	Unsecured	4,405.00	NA	NA	0.00	0.00
PORTFOLIO RECOVERY ASSOC	Unsecured	1,907.00	1,997.45	1,997.45	738.61	0.00
PORTFOLIO RECOVERY ASSOC	Unsecured	NA	2,618.01	2,618.01	968.12	0.00
RESURGENT CAPITAL SERVICES	Unsecured	995.00	1,046.88	1,046.88	387.15	0.00
ROMEVILLE FIRE DEPT	Unsecured	480.00	NA	NA	0.00	0.00
ROUNDUP FUNDING LLC	Unsecured	3,500.00	3,906.24	3,906.24	1,444.45	0.00
SELECT PORTFOLIO SERVICING	Secured	7,215.96	7,215.96	7,215.96	7,215.96	0.00
SELECT PORTFOLIO SERVICING	Secured	NA	NA	NA	0.00	0.00

Summary of Disbursements to Creditors:			
	<u>Claim Allowed</u>	<u>Principal Paid</u>	<u>Interest Paid</u>
Secured Payments:			
Mortgage Ongoing	\$0.00	\$0.00	\$0.00
Mortgage Arrearage	\$7,215.96	\$7,215.96	\$0.00
Debt Secured by Vehicle	\$0.00	\$0.00	\$0.00
All Other Secured	\$0.00	\$0.00	\$0.00
TOTAL SECURED:	\$7,215.96	\$7,215.96	\$0.00
Priority Unsecured Payments:			
Domestic Support Arrearage	\$0.00	\$0.00	\$0.00
Domestic Support Ongoing	\$0.00	\$0.00	\$0.00
All Other Priority	\$4,760.61	\$1,690.62	\$0.00
TOTAL PRIORITY:	\$4,760.61	\$1,690.62	\$0.00
GENERAL UNSECURED PAYMENTS:	\$17,572.13	\$6,570.59	\$0.00

Disbursements:	
Expenses of Administration	<u>\$2,897.83</u>
Disbursements to Creditors	<u>\$15,477.17</u>
TOTAL DISBURSEMENTS :	<u>\$18,375.00</u>

12) The trustee certifies that, pursuant to Federal Rule of Bankruptcy Procedure 5009, the estate has been fully administered, the foregoing summary is true and complete, and all administrative matters for which the trustee is responsible have been completed. The trustee requests a final decree be entered that discharges the trustee and grants such other relief as may be just and proper.

Dated: 02/11/2010

By: /s/ Glenn Stearns

Trustee

STATEMENT: This Unified Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.